

A N N A  
A C T  
O F  
P A R L I A M E N T A R Y  
F O R

Encouraging the Scots African  
and Indian Company.

Edinburgh, June 26. 1695.



OUR SOVERAIGN LORD Taking into  
His Consideration, That by an ACT pass  
in this present Parliament, Intituled an  
ACT for Encouragement of Foreign Trade,  
His Majesty for the Improvement thereof  
Did with Advice and Consent of the Es-  
tates of Parliament, Statute and Declare,  
That Merchants more or fewer may Con-  
tract and enter into such Societies and  
Companies for Carrying on of Trade, as to  
any Subject of Goods or Merchandise to  
whatsoever Kingdoms, Colonies, or  
parts of the World, not being at War with  
His Majesty, where Trade is in Use to be, or may be followed, and par-  
ticularly, beside the Kingdoms and Countries of Europe, to the East and

West-Indies, the Streights, and so Trade in the *Mediterranean*, or upon the Coast of *Africa*, or in the *Northern* parts, or elsewhere as above: Which Societies and Companies being Contracted and Entered into, upon the Terms and in the usual Manner, as such Companies are set up, and in use in other parts Consistant always with the Laws of this Kingdom: His Majesty with Consent aforesaid, did Allow and Approve, giving and granting to them and each of them all Powers, Rights and Priviledges, as to their Persons, Rules and Orders, That by the Laws are given, to Companies allowed to be Erected for *Manufactories*; And His Majesty for their greater Encouragement, did promise to give to these Companies, and each of them his Letters Patent under the great Seal, Confirming to them the whole aforesaid Powers and Priviledges, with what other Encouragement His Majesty should judge needful, as the aforesaid Act of Parliament at more length bears. And His Majesty understanding that several persons as Well Forreigners as Natives of this Kingdom, are willing to Engage themselves with great Sums of Money in an *American*, *African* and *Indian* Trade to be exercised in and from this Kingdom; if inabled and encouraged thereunto by the Concessions, powers and priviledges needful and usual in such Cases. Therefore, and in pursuance of the aforesaid Act of Parliament, His Majesty with Advice and Consent of the saids Estates of Parliament, Doth hereby make and constitute John Lord Belhaven, Adam Cockburn of Ormiston, Lord Justice Clerk, Mr. Francis Montgomery of Giffen, Sir John Maxwell of Pollock, Sir Robert Chiefly present Provost of Edinburgh, John Swintoun of that Hk, George Clark late Baillie of Edinburgh, Mr. Robert Blakewood, and James Balfour Merchants in Edinburgh, and John Cross Merchant in Glasgow, William Paterson Esquire, James Fowles, David Nairn Esquires, Thomas Deans Esquire, James Chiefly, John Smith Thomas Coutes, Hugh Frazer, Joseph Coburne, David Ovedo, and Walter Stuart Merchants in London, with such others as shall joyn with them within the space of twelve Months after the first day of August next, and all others, whom the aforesaid Persons and these joyned with them, or major part of them being assembled, shall admit and joyn into their Joint-Stock and Trade who shall all be Repute, as if herein originally insert to be one Body Incorporate, and a free Incorporation, with perpetual Succession, by the Name of *The Company of Scotland Trading to Africa, and the Indies: Providing always, Like as, it is hereby in the first place provided, that of the Fond or Capital Stock that shall be agreed to, be Advanced and Employed by the aforesaid Undertakers, and their Co-partners; the half at least shall be appointed and allotted for Scottish men within this Kingdom, who shall enter and subscribe to the said Company, before the first day of August, one Thousand Six Hundred and Ninety Six Years: And if it shall happen, that Scots Men living within this Kingdom, shall not betwixt and the fore-*  
*said*



said Term, subscribe for, and make up the equal half of the said Fond  
 or Capital Stock. Then and in that case allannerly, It shall be, and  
 is hereby allowed, to *Scott Men*, residing Abroad, or to Forraigners,  
 to come in Subscribers, and be allowed for the Superplus of the said  
 half; and no otherwife; *Likewise* the *Quota* of every mans part of the said  
 Stock whereupon he shall be capable to enter into the said Company,  
 whether he be Native or Forraigner, shall be for the least one Hun-  
 dred *lib. Sterl.* And for highest, or greatest three Thousand *lib. Sterl.*  
 and no more directly nor indirectly in any sort, with power to the  
 said Company to have a common Seal, and to alter and renew the  
 same at their pleasure, with advice always of the Lyon King at Arms;  
 as also to Blead and Sue, and be Sued; and to Purchase, Acquire,  
 Possess, and enjoy Lordships, Lands, Tenements, or other Estate real  
 or personal of whatsoever nature, or quality, and to dispose upon and  
 alienate the same, or any part thereof at their pleasure, and that by  
 Transfers and Assignments made and entered in their Books and Re-  
 cords without any other formality of Law. *Providing always* that such  
 Shares as are first Subscribed for by *Scott Men* within this Kingdom  
 shall not be eligible to any other than *Scott Men* living within this  
 Kingdom; That the foresaid Transfers and Convoiances as to Lands  
 and other real Estate (when made of these only and a part) be per-  
 fected according to the Laws of this Kingdom anent the conveyance  
 of Lands and real Rights, with power likewise to the foresaid com-  
 pany by Substitutions or subroagations, as they shall think fit to raise a  
 joint Stock or capital Fond of such a sum or sums of Money, and un-  
 der and Subject unto such Rules, Conditions and Qualifications,  
 as by the foresaid Company, or major part of them when assembled  
 shall be limited and appointed to begin, carry on and support their in-  
 tended Trade of Navigation, and whatever may contribute to the  
 advancement thereof. *And it is hereby declared* that the said joint-  
 Stock or capital Fond, or any part thereof, or any estate, real or per-  
 sonal, Ships, Goods, or other Effects of and belonging to the said Com-  
 pany, shall not be lyable unto any manner of confiscation, Seizure, For-  
 faulture, Attachment, Arrest or Restraint for and by reason of any  
 Embargo, breach of Peace, Letters of mark or reprisal, Declaration  
 of War with any forraign Prince, Potentate, or State, or upon any  
 other account or pretence whatsoever; but shall only be transferable,  
 assignable, or alineable in such way and manner and in such parts and  
 Portions, and under such restriction, rules and conditions, as the said  
 Company shall by writing in and upon their Books, Records and Re-  
 gisters direct and appoint, and These Transfers and Assignments only,  
 and no other shall convoy the right and Property, in and to the said  
 joint-Stock, and capital Fond and effects thereof abovementioned, or  
 any part of the same, Excepting always as is above-excepted, and

This shot repeats the previous one, but with different lighting.

*West-Indies, the Streights, and to Trade in the Mediterranean, or upon the Coast of Africa, or in the Northern parts, or elsewhere as above: Which Societies and Companies being Contrasted and Entered into, upon the Terms and in the usual Manner, as such Companies are set up, and in use in other parts Consistant always with the Laws of this Kingdom: His Majesty with Consent aforesaid, did Allow and Approve, giving and granting to them and each of them all Powers, Rights and Priviledges, as to their Persons; Rules and Orders, That by the Laws are given to Companies allowed to be Erected for Manufacturies; And His Majesty for their greater Encouragement, did promise to give to these Companies, and each of them his Letters Patent under the great Seal, Confirming to them the whole foresaid Powers and Priviledges, with what other Encouragement His Majesty should judge needful, as the foresaid Act of Parliament at more length bears. And his Majesty understanding that several persons as Well Forreigners as Natives of this Kingdom, are willing to Engage themselves with great Sums of Money in an American, African and Indian Trade to be exercised in and from this Kingdom; if inabled and encouraged thereunto by the Concessions, powers and priviledges needful and usual in such Cases. Therefore, and in pursuance of the foresaid Act of Parliament, His Majesty with Advice and Consent of the saids Estates of Parliament, Doth hereby make and constitute John Lord Belhaven, Adam Cockburn of Ormiston, Lord Justice Clerk, Mr. Francis Montgomery of Giffen, Sir John Maxwell of Pollock, Sir Robert Chiesly present Provost of Edinburgh, John Scvintoun of that ilk, George Clark late Baillie of Edinburgh, Mr. Robert Blakeswood, and James Balfour Merchants in Edinburgh, and John Cross Merchant in Glasgow, William Paterson Esquire, James Fowles, David Nairn Esquires, Thomas Deans Esquire, James Chiesly, John Smith Thomas Coutes, Hugh Frazer, Joseph Cohaine, Daves Ovedo, and Walter Stuart Merchants in London, with such others as shall joyn with them within the space of twelve Months after the first day of August next, and all others, whom the foresaid Persons and these joyned with them, or major part of them being assembled, shall admit and joyn into their Joint-Stock and Trade who shall all be Repute, as if herein originally insert to be one Body Incorporate, and a free Incorporation, with perpetual Suceffion, by the Name of The Company of Scotland Trading to Africa, and the Indies: Providing always, Like as, it is hereby in the first place provided, that of the Fond or Capital Stock that shall be agreed to, be Advanced and Employed by the foresaid Undertakers, and their Co-partners; the half at least shall be appointed and allotted for Scottish men within this Kingdom, who shall enter and subscribe to the said Company, before the first day of August, one Thousand Six Hundred and Ninety Six Years: And if it shall happen, that Scots Men living within this Kingdom, shall not betwixt and the foresaid*



said Term, subscribe for, and make up the equal half of the said Fond or Capital Stock, Then and in that case allannerly, It shall be, and is hereby allowed, to Scots Men residing Abroad, or to Forraigners, to come in, Subscribe, and be assumed for the Superplus of the said half, and no otherwise; *Likens*, the *Quota* of every mans part of the said Stock whereupon he shall be capable, to enter into the said Company, whether he be Native or Forraigner, shall be for the least one Hundred *lib. Sterl.* And for highest, or greatest three Thousand *lib. Sterl.* and no more directly nor indirectly in any sort: with power to the said Company to have a common Seal, and to alter and renew the same at their pleasure, with advice always of the Lyon King at Arms; as also to Plead and Sue, and be Sued; and to Purchas, Acquir, Possess, and enjoy Lordships, Lands, Tenements, or other Estate real or personal of whatsoever nature, or quality, and to dispose upon and alienate the same, or any part thereof at their pleasure, and that by Transfers and Assignment, made and entred in their Books and Records without any other formality of Law, *Providing always*, that such Shares as are first Subscribed for by Scots Men within this Kingdom shall not be alienable to any other than Scots Men living within this Kingdom; That the foresaid Transfers and Convoiances as to Lands and other real Estate (when made of these only and a part) be perfected according to the Laws of this Kingdom anent the conveyance of Lands and real Rights, with power likeways to the foresaid company by Subscriptions or otherways, as they shall think fit to raise a joint Stock or capital Fond of such a sum or sums of Money, and under and Subject unto such Rules, Conditions and Qualifications, as by the foresaid Company, or major part of them when assembled shall belimited and appointed to begin, carry on and support their intended Trade of Navigation, and whatever may contribute to the advancement thereof. *And it is hereby declared*, that the said joint-Stock or capital Fond, or any part thereof, or any estate, real or personal, Ships, Goods, or other Effects of and belonging to the said Company, shall not be lyable unto any manner of confiscation, Seisure, Forfeiture, Attachment, Arrest or Restrain, for and by reason of any Embargo, breach of Peace, Letters of mark or reprisal, Declaration of War with any forraign Prince, Potentate, or State, or upon any other account or pretence whatsoever; but shall only be transferable, assignable, or alineable in such way and manner and in such parts and Portions, and under such restriction, rules and conditions, as the said Company shall by writing in and upon their Books, Records and Registers direct and appoint, and These Transfers and Assignments only, and no other shall convoy the right and Property, in and to the said joint-Stock, and capital Fond and effects thereof abovementioned, or any part of the same, Excepting always as is above-excepted, and

that the Creditors of any particular Member of the Company may by their real Diligence affect the share of the profit falling and pertaining to the Debitor, without having any further Right or Power of the Debtors part and Interest in the Stock or capital Fond, otherwise than is above appointed, and with this express provision, that whatever charges the Company may be put to, by the contending of any of their Members Deceased, or of their Assignes, Creditors or any other Persons in their Rights: The Company shall have retention of their Charges and Expenses in the first place, and the Books, Records, and Registers of the said Company or authentick Abstracts, or Extract out of the same are hereby Declared to be good and sufficient for evidents in all Courts of Judicator, and else where. And His Majesty with Advice foresaid farther Statutes and Declares, that the said *John Lord Beilhaven, Adam Cockburn of Ormiston, Lord Justice Clerk, Mr. Francis Montgomery of Giffen, Sir John Maxwell of Pollock, Sir Robert Chiesly present Provost of Edinburgh, John Swintoun of that Ilk, George Clark late Baillie of Edinburgh, Mr. Robert Blakewood, and James Balfour Merchants in Edinburgh, and John Cross Merchant in Glasgow, William Paterson Esquire, James Fowles, David Nairn Esquires, Thomas Deans Esquire, James Chiesly, John Smith, Thomas Coutes, Hugh Frazer, Joseph Cobaine, Daves Oviedo, and Walter Stuart Merchants in London, and others to be joyned with, or assumed by them in manner above-mentioned, and their Successors, or major part of them assembled in the said Company, shall and may in all time coming by the Plurality of Votes agree, make, constitute, and ordain all such other Rules, Ordinances and Constitutions as may be needful for the better Government and Improvement of their joynt Stocks, or capital Fond in all matters and things relating thereunto: To which Rules, Ordinances, and Constitutions, all Persons belonging to the said Company, as well Directors as Members thereof, Governours, or other Officers, Civil or Military, or others whatsoever shall be Subject, and hereby concluded; As also to administer and take Oaths *de fidei*, and others requisite to the management of the foresaid Stock and Company. And the said Company is hereby empowered to Equipp, Fit, Set out, Fraught, and Navigate their own or hired Ships, in such manner as they shall think fit, and that for the space of Ten Years from the Date hereof, notwithstanding of the Act of Parliament One Thousand six hundred and sixty one Years, Intituled an Act for encouraging of Shipping and Navigation, wherewith His Majesty with Consent foresaid dispenses for the said time allanerly, in favours of the said Company, and that from any of the Ports or Places of this Kingdom, or from any other parts or places in Amity, or not in Hostility with His Majesty, in Warlike or other manner to any Lands, Islands, Countreys, or Places in *Asia, Africa, or America*, and there to Plant Colonies, build Cities, Towns, or Forts, in or upon the places not Inhabited, or*

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yein, or upon any other place, by content of the Natives and Inhabitants thereof, and not possess by any European Sovereign, Potentate, Prince, or State, and to provide and furnish the foresaid Places, Cities, Towns, or Ports, with Magazines, Ordnances, Arms, Weapons, Ammunition, and Stores of War, and by force of Arms to Defend their Trade and Navigation, Colonies, Cities, Towns, Ports, and Plantations; and other their Effects whatsoever; as also to make Repairs, and to seek and take Reparation of Damage done by Sea, or by Land, and to make and conclude Treaties of Peace, and Commerce with the Sovereigns, Princes, Estates, Rulers, Governours, or Proprietors of the foresaid Lands, Islands, Countreys, or Places in *Asia*, *Africa*, or *America*; Providing always, Likeas, It is hereby specially provided, That all Ships employed by them shall return to this Kingdom with their Effects, under the pain of Confiscation, Forefaulture, and Seizure of the Ship and Goods, in case of breaking of Bulk before their Return, excepting the case of Necessity, for preserving the Ship, Company and Loading allanerly. And his Majesty with Consent foresaid, doth farther Statute and Ordain, that none of the Leidges of this Kingdom shall, or may Trade or Navigat to any Lands, Islands, Countreys, or Places in *Asia*, or *Africa*, in any time hereafter, or in *America*, for, and during the space of thirty one years, to be counted from the passing of this present Act, without License and Permission in writing from the said Company: Certifying all such as shall do in the contrair hereof, that they shall Forefault and Omit the third part of the Ship, or Ships, and of the Cargo, or Cargoes therein employed, or the Value thereof, the one half to His Majesty as Escheat, and the other half to the Use and Benefit of the said Company: For the effectual Execution whereof, it shall be lawful to the said Company, or any Employed by them, to Seize the said Ships and Goods in any place of *Asia*, or *Africa*, or at Sea upon the Coasts of *Asia*, or *Africa*, upon the transgression foresaid, by force of Arms, and at their own hand, and that without the hazard of incurring any Crime, or Delinquency whatsoever on account of the said Seizure, or any thing necessarily done in Prosecution thereof, excepting always, and without prejudice to any of the Subjects of this Kingdom to Trade and Navigat, During the said space to any part of *America*, where the Colonies, Plantations, or Possessions of the said Company shall not be settled. And it is further hereby Enacted, that the said Company shall have the Free and Absolute Right and Property, onely Relieving and Holding of His Majesty, and His Successors in Sovereignty, for the onely acknowledgment of their Allegiance; and paying yearly a Hogshead of Tobacco, in name of Bleach-duty, if required allanerly, in, and to all such Lands, Islands, Colonies, Cities, Towns, Ports, and Plantations, that they shall come to Establish or Possess in manner foresaid; As also, to all manner of Treasures,

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that the Creditors of any particular Member of the Company may by their real Diligence affect the share of the profit falling, and pertaining to the Debitor, without having any further Right or Power of the Debtors part and Interest in the Stock or capital Fond, otherwise than is above appointed, and with this express provision, that whatever charges the Company may be put to, by the contending of any of their Members Deceased, or of their Assigney, Creditors or any other Persons in their Rights: The Company shall have retention of their Charges and Expenses in the first place, and the Books, Records, and Registers of the said Company or authentick Abstracts, or Extract out of the same are hereby Declared to be good and sufficient for evidents in all Courts of Judicator, and else where. And His Majesty with Advice foresaid farther Statutes and Declares, that the said *John Lord Beilhaven, Adam Cockburn of Ormiston, Lord Justice Clerk, Mr. Francis Montgomery of Giffen, Sir John Maxwell of Pollock, Sir Robert Chiesly present Provost of Edinburgh, John Swintoun of that Ilk, George Clark late Baillie of Edinburgh, Mr. Robert Blakewood, and James Balfour Merchants in Edinburgh, and John Cross Merchant in Glasgow, William Paterson Esquire, James Fowlis, David Nairn Esquires, Thomas Deans Esquire, James Chiesly, John Smith, Thomas Coutes, Hugh Frazer, Joseph Cohaine, Daves Ovedo, and Walter Stuart Merchants in London, and others to be joyned with, or assumed by them in manner above-mentioned, and their Successors, or major part of them assembled in the said Company, shall and may in all time coming by the Plurality of Votes agree, make, constitute, and ordain all such other Rules, Ordinances and Constitutions as may be needful for the better Government and Improvement of their joynt Stocks, or capital Fond in all matters and things relateing thereunto: To which Rules, Ordinances, and Constitutions, all Persons belonging to the said Company, as well Directors as Members thereof, Governours, or other Officers, Civil or Military, or others whatsoever shall be Subject, and hereby concluded; As also to administrat and take Oaths *de fidei*, and others requisit to the management of the foresaid Stock and Company. And the said Company is hereby impowered to Equipp, Fit, Set out, Fraught, and Navigate their own, or hired Ships, in such manner as they shall think fit, and that for the space of Ten Years from the Date hereof, notwithstanding of the Act of Parliament, One Thousand six hundred and sixty one Years, Intituled an Act for encouraging of Shipping and Navigation, wherewith His Majesty with Consent foresaid dispenses for the said time allanerly, in favours of the said Company, and that from any of the Ports or Places of this Kingdom, or from any other parts or places in Amity, or not in Hostility with His Majesty, in Warlike or other manner to any Lands, Islands, Countreys, or Places in *Asia, Africa, or America*, and there to Plant Colonies, build Cities, Towns, or Forts, in or upon the places not Inhabited, or*

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in, or upon any other place, by consent of the Natives and Inhabitants thereof, and not possess by any European Sovereign, Potentate, Prince, or State, and to provide and furnish the foresaid Places, Cities, Towns, or Forts, with Magazines, Ordinances, Arms, Weapons, Ammunition, and Stores of War, and by force of Arms to Defend their Trade and Navigation, Colonies, Cities, Towns, Forts, and Plantations; and other their Effects whatsoever; as also to make Repairs, and to seek and take Reparation of Damage done by Sea, or by Land, and to make and conclude Treaties of Peace, and Commerce with the Sovereigns, Princes, Estates, Rulers, Governours, or Proprietors of the foresaid Lands, Islands, Countreys, or Places in *Asia*, *Africa*, or *America*; Providing always, Likeas, It is hereby specially provided, That all Ships employed by them shall return to this Kingdom with their Effects, under the pain of Confiscation, Forefaulture, and Seizure of the Ship and Goods, in case of breaking of Bulk before their Return, excepting the case of Necessity, for preserving the Ship, Company and Loading allanerly. And his Majesty with Consent foresaid, doth farther Statute and Ordain, that none of the Leidges of this Kingdom shall, or may Trade or Navigat to any Lands, Islands, Countreys, or Places in *Asia*, or *Africa*, in any time hereafter, or in *America*, for, and during the space of thirty one years, to be counted from the passing of this present Act, without License and Permission in writing from the said Company: Certifying all such as shall do in the contrair hereof, that they shall Forefault and Omit the third part of the Ship, or Ships, and of the Cargo, or Cargoes therein employed, or the Value thereof, the one half to His Majesty as Escheat, and the other half to the Use and Benefit of the said Company: For the effectual Execution whereof, it shall be lawful to the said Company, or any Employed by them, to Seize the said Ships and Goods in any place of *Asia*, or *Africa*, or at Sea upon the Coasts of *Asia*, or *Africa*, upon the transgression foresaid, by force of Arms, and at their own hand, and that without the hazard of incurring any Crime, or Delinquency whatsoever on account of the said Seizure, or any thing necessarily done in Prosecution thereof, excepting always, and without prejudice to any of the Subjects of this Kingdom to Trade and Navigat, During the said space to any part of *America*, where the Colonies, Plantations, or Possessions of the said Company shall not be settled. And it is further hereby Enacted, that the said Company shall have the Free and Absolute Right and Property, onely Relieving and Holding of His Majesty, and His Successors in Sovereignty, for the onely acknowledgment of their Allegiance, and paying yearly a Hogshead of Tobacco, in name of Blench-duty, if required allanerly, in, and to all such Lands, Islands, Colonies, Cities, Towns, Forts, and Plantations, that they shall come to Establish, or Possess in manner foresaid; As also, to all manner of Treasuries,

tures, Wealth, Riches, Profits, Mines, Minerals, Fishings, with the whole  
Product and Benefit thereof, as well under as above the Ground, and as  
well in Rivers and Seas, as in the Lands thereto belonging; or from, or  
by reason of the same in any sort, together with the Right of Govern-  
ment and Admiralty thereof; And that the said Company may by vertue  
hereof grant and delegate such Rights, Properties, Powers, and Immunities  
and permit and allow such sort of Trade, Commerce, and Navigation into  
their Plantations, Colonies, Cities, Towns, or Places of their Possession,  
as the said Company from time to time shall judge fit and convenient,  
with Power to them to impose and exact such Customs, and other Du-  
ties upon and from themselves, and others Trading with, and coming  
to the said Plantations, Cities, Towns, Places, and Ports, and Harbours  
thereof, as the Company shall think needful for the maintainance and o-  
ther publick uses of the same, *Holding* always, and to hold the whole  
Premises of His Majesty, and his Successors Kings of Scotland, as Sovere-  
igns thereof, and paying only for the same, their acknowledgement  
and allegiance, with a Homage of Ten Marks yearly, in the name of Blench  
Duty, if required, for all other Duty, Service, Claim or Demand whatsom-  
ever. With power and liberty to the said Company by Treaty, Bargain, and to  
procure and purchase such Rights, Liberties, Privileges, Exemptions and  
other Grants, as may be convenient, for supporting, promoting, and en-  
larging their Trade and Navigation from any foreign Potentate or Prince  
whatsoever, in amity with His Majesty; for which the General Treaties  
of Peace and Commerce betwixt His Majesty and such Potentates, Princes,  
or States shall serve for sufficient Security, Warrant and Authority, and  
if contrair to the said Rights, Liberties, Privileges, Exemptions, Grants,  
or Agreements, any of the Ships, Goods, Merchandise, Persons, or other  
Effects whatsoever belonging to the said Company shall be kept, de-  
tained, embazled, or away taken, or in any sort prejudged or damaged;  
His Majesty promises to interpose his Authority, to have satisfaction, re-  
paration and satisfaction made for the Damage done, and that upon the  
publick Charges, which His Majesty shall cause to paye, and shall not for  
that Effect. And farther, it is hereby Statute, that all Ships, Goods, Mer-  
chandise, Goods, and other Effects whatsoever belonging to the said  
Company, shall be free of all manner of Restraints, or Prohibitions, and  
of all Customs, Taxes, Censures, Supplies, or other Duties known or to  
be Imposed by Act of Parliament, or otherwise, for and during the space  
of twenty one years, excepting the Duties of Port, Light and  
Sugar, that are not of the Growth of the Plantations of the said Com-  
pany. And farther, it is enacted, that the said Company by Commission  
under their common Seal or otherwise shall appoint and make and  
constitute all and every their Deputies, Governors, and Commanders,  
in Chief, and other Officers Civil or Military by Sea, or by Land, as  
likewise that the said Company may buy, Inro, Agree and Retain all  
such



such persons Subjects of this Kingdom, or others whatsoever, as shall be willing and content to enter in their Service or Pay, providing always that they Undertake or Levy none within the Kingdom to be Soldiers, without Leave or Warrant first obtained from His Majesty, or the Lord, of His Privy Council, over which Directors, Governors, Commanders in Chief, or other Officers Civil or Military, and others whatsoever in their Service and Pay, the Company shall have the Power, Command, and Disposition both by Sea and Land. And it is farther Statute, That no Officer Civil or Military, or other Person whatsoever within this Kingdom, shall Impress, Entertain, Stop or Detain any of the Members, Officers, Servants or others whatsoever, off, or belonging to the said Company, And in case the said Company, their Officers or Agents, shall find or understand any of their Members, Officers, servants, or others aforesaid to be Impressed, Stopped, or Detained, they are hereby Authorized and Allowed to take hold of, and Release the foresaid Person Impressed or Stopped in any part of this Kingdom, either by Land or Water; and all Magistrates and other His Majesties Officers Civil and Military, and all others are hereby required in their Respective Stations, to be Aiding and Assisting to the said Company, under the pain of being liable to all the Loss, Damage, and Detriment of the said Company, by reason of the foresaid persons their neglect. And farther that the said Company, whole Members, Officers, Servants, or others belonging thereto, shall be free, both in their Persons, Estates, and Goods, Employed in the said Stock and Trade, from all manner of Taxes, Cesses, Supplies, Excises, Quartering of Souldiers, Transient or Local, or Levying of Souldiers, or other Impositions whatsoever, and that for and during the space of twenty one years. And lastly, all Persons Concerned or to be Concerned in this Company, are hereby declared to be free Denizens of this Kingdom, and that they with all that shall Settle or Inhabit, or be Born in any of the foresaid Plantations, Colonies, Cities, Towns, Factories, and other Places that shall be Purchased and Possessed by the said Company, shall be reputed as Natives of this Kingdom, and have the Priviledges thereof. And generally, without Prejudice of the Specialities aforesaid, His Majesty with Consent aforesaid, Gives and Grants to the said Company, all Power, Rights and Priviledges, as to their Persons, Rules, Orders, Estates, Goods and Effects whatsoever, that by the Laws are given to Companies allowed to be Erected for Manufactories, or that are usually given in any other Civil Kingdom or Common wealth, to any Company there Erected for Trade and Commerce. And for the better Establishment and greater Solemnity of this Act and Gift, in Favours of the said Company, His Majesty doth farther Ordain Letters Patent to be expedite hereupon, containing the whole Premises under the Great Seal of this Kingdom, for doing whereof *Per Saltum*. This Presents shall be sufficient Warrant both to the Director and Chancellor, or Keeper of the Great Seal, as use is in like Cases.

This shot repeats the previous one, but with different lighting.

tures, Wealth, Riches, Profits, Mines, Minerals, Fishings, with the whole Product and Benefit thereof, as well under as above the Ground, and as well in Rivers and Seas, as in the Lands thereto belonging, or from, or by reason of the same in any sort, together with the Right of Government and Admiralty thereof; And that the said Company may by vertue hereof grant and delegate such Rights, Properties, Powers, and Immunities and permit and allow such sort of Trade, Commerce, and Navigation into their Plantations, Collonies, Cities, Towns, or Places of their Possession, as the said Company from time to time shall judge fit and convenient, with Power to them to impose and exact such Customs, and other Duties upon and from themselves, and others Trading with, and coming to the said Plantations, Cities, Towns, Places, and Ports, and Harbour thereof, as the Company shall think needful for the maintainance and other publick uses of the same, *Holding* always, and to hold the whole Premises of His Majesty, and his Successors Kings of *Scotland*, as Sovereigns thereof, and paying only for the same, their acknowledgment and allegiance, with a Hoghead of Tobacco yearly, in name of Blench Duty, if required, for all other Duty, Service, Claim or Demand whatsoever. With power and liberty to the said Company to Treat for, and to procure and purchase such Rights, Liberties, Priviledges, Exemptions and other Grants, as may be convenient for supporting, promoting, and enlarging their Trade and Navigation from any forreign Potentate or Prince whatsoever, in amity with His Majesty; for which the general Treaties of Peace and Commerce betwixt his Majesty and such Potentates, Princes, or States shall serve for sufficient Security, Warrant and Authority, and if contrair to the saids Rights, Liberties, Priviledges, Exemptions, Grants, or Agreements, any of the Ships, Goods, Merchandise, Persons, or other Effects whatsoever, belonging to the said Company, shall be stoppt, detained, embazled, or away taken, or in any sort prejudged or damaged; His Majesty promises to interpose his Authority, to have restitution, reparation and satisfaction made for the Damage done; and that upon the publick Charge, which His Majesty shall cause depayse, shall pay for that Effect. And farther, it is hereby Statute, that all Ships, Vessels, Merchandise, Goods, and other Effects whatsoever belonging to the said Company shall be free of all manner of Restraints, or Prohibitions, and of all Customs, Taxes, Cesses, Supplies, or other Duties Imposed, or to be Imposed by Act of Parliament, or otherwise, for and during the space of twenty one years, excepting onely the whole Duties of Tobacco and Sugar, that are not of the Growth of the Plantations of the said Company. And farther, it is enacted, that the said Company by Commission under their common Seal or otherwise as they shall appoint, may make and constitute all and every their Directors, Governours, and Commanders, in Chief, and other Officers, Civil or Military by Sea, or by Land; As likewise that the said Company may Iulitt, Inroll, Agree and Retain all such



such persons Subjects of this Kingdom, or others whatsoever, as shall be willing and consent to enter in their Service or Pay, providing always that they Uplift or Levy none within the Kingdom to be Soldiers, without Leave or Warrant first obtained from His Majesty, or the Lord, of His Privy Council, over which Directors, Governours, Commanders in Chief, or other Officers Civil or Military, and others whatsoever in their Service and Pay, the Company shall have the Power, Command, and Disposition both by Sea and Land. And it is farther Statute, That no Officer Civil or Military, or other Person whatsoever within this Kingdom, shall Impress, Entertain, Stop or Detain any of the Members, Officers, Servants or others whatsoever, off, or belonging to the said Company, And in case the said Company, their Officers or Agents, shall find or understand any of their Members, Officers, Servants, or others aforesaid to be Impressed, Stopped or Detained, they are hereby Authorized and Allowed to take hold of, and Release the foresaid Person Impressed or Stopped in any part of this Kingdom, either by Land or Water; and all Magistrates and others His Majesties Officers Civil and Military, and all others are hereby required in their Respective Stations, to be Aiding and Assisting to the said Company, under the pain of being lyable to all the Loss, Dammage, and Detriment of the said Company, by reason of the foresaid persons their neglect. And farther that the said Company, whole Members, Officers, Servants, or others belonging thereto, shall be free, both in their Persons, Estates, and Goods, Impleyed in the said Stock and Trade, from all manner of Taxes, Cesses, Supplies, Excises, Quartering of Souldiers Transient or Local, or Levying of Souldiers, or other Impositions whatsoever, and that for and during the space of twenty one years. And lastly, all Persons Concerned or to be Concerned in this Company, are hereby declared to be free Denizons of this Kingdom, and that they with all that shall Settle to Inhabit, or be Born in any of the foresaid Plantations, Collonies, Cities, Towns, Factories, and other Places that shall be Purchast and Posselt by the said Company, shall be repute as Natives of this Kingdom, and have the Priviledges thereof. And generally, without Prejudice of the Specialities foresaid, His Majesty with Consent foresaid, Gives and Grants to the said Company, all Power, Rights and Priviledges, as to their Persons, Rules, Orders, Estates, Goods and Effects whatsoever, that by the Laws are given to Companies allowed to be Erected for Manufactories, or that are usually given in any other Civil Kingdom or Common-wealth, to any Company there Erected for Trade and Commerce. And for the better Establishment and greater Solemnity of this Act and Gift, in Favours of the said Company, His Majesty doth farther Ordain Letters Patent to be expedie hereupon, containing the whole Premises under the Great Seal of this Kingdom, for doing whereof *Per Saltum*. This Presents shall be sufficient Warrant both to the Director and Chancellor, or Keeper of the Great Seal, as use is in like Cases.





for a more particular Account  
of this expedition. See Sir John  
Dalrymple's. Memoirs. of Great  
Britain and Ireland, 2<sup>d</sup> Vol.  
4<sup>th</sup> published. 1787.

He there represents Paterson  
to be a great man, - as he  
most certainly was, -

JOHN CARTER BROWN.